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§ 1.20 Post issuance fees.

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(a) For providing a certificate of correction for applicant's mistake (§ 1.323)	\$100.00	(5) If the excess claims fees required by paragraphs (c)(3) and (4) of this section are not paid with the request for reexamination or on later presentation of the claims for which the excess claims fees are due, the fees required by paragraphs (c)(3) and (4) must be paid or the claims canceled by amendment prior to the expiration of the time period set for reply by the Office in any notice of fee deficiency in order to avoid abandonment.
(b) Processing fee for correcting inventorship in a patent (§ 1.324)	\$130.00	(6) For filing a petition in a reexamination proceeding, except for those specifically enumerated in §§ 1.550(i) and 1.937(d):
(c) In reexamination proceedings:		By a micro entity
(1) For filing a request for <i>ex parte</i> reexamination (§ 1.510(a)):		(§ 1.29) \$485.00
By a micro entity	\$3,000.00	By a small entity
(§ 1.29) \$3,000.00		(§ 1.27(a)) \$970.00
By a small entity	\$6,000.00	By other than a small or micro entity \$1,940.00
(§ 1.27(a)) \$6,000.00		
By other than a small or micro entity \$12,000.00		(7) For a refused request for <i>ex parte</i> reexamination under § 1.510 (included in the request for <i>ex parte</i> reexamination fee at § 1.20(c)(1)):
(2) [Reserved]		By a micro entity
(3) For filing with a request for reexamination or later presentation at any other time of each claim in independent form in excess of 3 and also in excess of the number of claims in independent form in the patent under reexamination:		(§ 1.29) \$900.00
By a micro entity	\$105.00	By a small entity
(§ 1.29) \$105.00		(§ 1.27(a)) \$1,800.00
By a small entity	\$210.00	By other than a small or micro entity \$3,600.00
(§ 1.27(a)) \$210.00		
By other than a small or micro entity \$420.00		(d) For filing each statutory disclaimer (§ 1.321) ... \$160.00
(4) For filing with a request for reexamination or later presentation at any other time of each claim (whether dependent or independent) in excess of 20 and also in excess of the number of claims in the patent under reexamination (note that § 1.75(c) indicates how multiple dependent claims are considered for fee calculation purposes):		(e) For maintaining an original or reissue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond four years, the fee being due by three years and six months after the original grant:
By a micro entity	\$20.00	By a micro entity
(§ 1.29) \$20.00		(§ 1.29) \$400.00
By a small entity	\$40.00	By a small entity
(§ 1.27(a)) \$40.00		(§ 1.27(a)) \$800.00
By other than a small or micro entity \$80.00		By other than a small or micro entity \$1,600.00

U.S. Patent and Trademark Office, Commerce

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(f) For maintaining an original or reissue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond eight years, the fee being due by seven years and six months after the original grant:		(i) Surcharge for accepting a maintenance fee after expiration of a patent for non-timely payment of a maintenance fee where the delay in payment is shown to the satisfaction of the Director to have been—	
By a micro entity		(1) Unavoidable:	
(\$1.29)	\$900.00	By a micro entity	
By a small entity		(\$1.29)	\$175.00
(\$1.27(a))	\$1,800.00	By a small entity	
By other than a small or micro entity	\$3,600.00	(\$1.27(a))	\$350.00
(g) For maintaining an original or reissue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond twelve years, the fee being due by eleven years and six months after the original grant:		By other than a small or micro entity	\$700.00
By a micro entity		(2) Unintentional:	
(\$1.29)	\$1,850.00	By a micro entity	
By a small entity		(\$1.29)	\$410.00
(\$1.27(a))	\$3,700.00	By a small entity	
By other than a small or micro entity	\$7,400.00	(\$1.27(a))	\$820.00
(h) Surcharge for paying a maintenance fee during the six-month grace period following the expiration of three years and six months, seven years and six months, and eleven years and six months after the date of the original grant of a patent based on an application filed on or after December 12, 1980:		By other than a small or micro entity	\$1,640.00
By a micro entity		(j) For filing an application for extension of the term of a patent.	
(\$1.29)	\$40.00	Application for extension under §1.740	\$1,120.00
By a small entity		Initial application for interim extension under	
(\$1.27(a))	\$80.00	§1.790	\$420.00
By other than a small or micro entity	\$160.00	Subsequent application for interim extension under	
		§1.790	\$220.00
		(k) In supplemental examination proceedings:	
		(1) For processing and treating a request for supplemental examination:	
		By a micro entity	
		(\$1.29)	\$1,100.00
		By a small entity	
		(\$1.27(a))	\$2,200.00
		By other than a small or micro entity	\$4,400.00
		(2) For <i>ex parte</i> reexamination ordered as a result of a supplemental examination proceeding:	
		By a micro entity	
		(\$1.29)	\$3,025.00
		By a small entity	
		(\$1.27(a))	\$6,050.00
		By other than a small or micro entity	\$12,100.00

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- (3) For processing and treating, in a supplemental examination proceeding, a non-patent document over 20 sheets in length, per document:
- (i) Between 21 and 50 sheets:
- | | |
|---|----------|
| By a micro entity | |
| (\$1.29) | \$45.00 |
| By a small entity | |
| (\$1.27(a)) | \$90.00 |
| By other than a small or micro entity. | \$180.00 |
- (ii) For each additional 50 sheets or a fraction thereof:
- | | |
|---|----------|
| By a micro entity | |
| (\$1.29) | \$70.00 |
| By a small entity | |
| (\$1.27(a)) | \$140.00 |
| By other than a small or micro entity | \$280.00 |

[78 FR 17106, Mar. 20, 2013]

§ 1.21 Miscellaneous fees and charges.

The Patent and Trademark Office has established the following fees for the services indicated:

(a) Registration of attorneys and agents:

(1) For admission to examination for registration to practice:

(i) Application Fee (non-refundable): \$40.00.

(ii) Registration examination fee.

(A) For test administration by commercial entity: \$200.00.

(B) For test administration by the USPTO: \$450.00.

(2) On registration to practice or grant of limited recognition under § 11.9(b) or (c): \$100.00.

(3) [Reserved]

(4) For certificate of good standing as an attorney or agent: \$10.00.

(i) Suitable for framing: \$20.00.

(ii) [Reserved]

(5) For review of decision:

(i) By the Director of Enrollment and Discipline under § 11.2(c): \$130.00.

(ii) Of the Director of Enrollment and Discipline under § 11.2(d): \$130.00.

(6)–(8) [Reserved]

(9)(i) Delinquency fee: \$50.00.

(ii) Administrative reinstatement fee: \$100.00.

(10) On application by a person for recognition or registration after dis-

barment or suspension on ethical grounds, or resignation pending disciplinary proceedings in any other jurisdiction; on application by a person for recognition or registration who is asserting rehabilitation from prior conduct that resulted in an adverse decision in the Office regarding the person's moral character; and on application by a person for recognition or registration after being convicted of a felony or crime involving moral turpitude or breach of fiduciary duty; on petition for reinstatement by a person excluded or suspended on ethical grounds, or excluded on consent from practice before the Office: \$1,600.00.

(b) Deposit accounts:

(1) For establishing a deposit account—\$10.00

(2) Service charge for each month when the balance at the end of the month is below \$1,000—\$25.00

(3) Service charge for each month when the balance at the end of the month is below \$300 for restricted subscription deposit accounts used exclusively for subscription order of patent copies as issued—\$25.00

(c) [Reserved]

(d) [Reserved]

(e) International type search reports: For preparing an international type search report of an international type search made at the time of the first action on the merits in a national patent application: \$40.00.

(f) [Reserved]

(g) Self-service copy charge, per page: \$0.25.

(h) For recording each assignment, agreement, or other paper relating to the property in a patent or application, per property:

(1) If submitted electronically, on or after January 1, 2014: \$0.00.

(2) If not submitted electronically: \$40.00.

(i) Publication in Official Gazette: For publication in the Official Gazette of a notice of the availability of an application or a patent for licensing or sale: Each application or patent: \$25.00.

(j) Labor charges for services, per hour or fraction thereof: \$40.00.

(k) For items and services that the Director finds may be supplied, for which fees are not specified by statute or by this part, such charges as may be